

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:19-cv-03164-CJN**

DEMOCRACY FORWARD FOUNDATION v. BUREAU OF  
SAFETY AND ENVIRONMENTAL ENFORCEMENT  
Assigned to: Judge Carl J. Nichols  
Cause: 05:552 Freedom of Information Act

Date Filed: 10/22/2019  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**DEMOCRACY FORWARD  
FOUNDATION**

represented by **Kristen Paige Miller**  
DEMOCRACY FORWARD  
FOUNDATION  
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**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**BUREAU OF SAFETY AND  
ENVIRONMENTAL  
ENFORCEMENT**

represented by **Benton Gregory Peterson**  
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**TERMINATED: 02/10/2020**  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
10/22/2019	<u>1</u>	COMPLAINT against BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT ( Filing fee \$ 400 receipt number ADCDC-6470296) filed by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Summons, # <u>6</u> Summons, # <u>7</u> Summons)(Miller, Kristen) (Entered: 10/22/2019)
10/22/2019	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by DEMOCRACY FORWARD FOUNDATION (Miller, Kristen) (Entered: 10/22/2019)

10/24/2019		Case assigned to Judge Carl J. Nichols. (zmc) (Entered: 10/24/2019)
10/25/2019	<u>3</u>	SUMMONS (3) Issued Electronically as to BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(zmc) (Entered: 10/25/2019)
10/30/2019	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT served on 10/28/2019, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 10/28/19., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 10/28/2019. ( Answer due for ALL FEDERAL DEFENDANTS by 11/27/2019.) (Attachments: # <u>1</u> Declaration)(Miller, Kristen) (Entered: 10/30/2019)
11/25/2019	<u>5</u>	NOTICE of Appearance by Scott Leeson Sroka on behalf of BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT (Sroka, Scott) (Entered: 11/25/2019)
11/26/2019	<u>6</u>	ANSWER to Complaint by BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT.(Sroka, Scott) (Entered: 11/26/2019)
11/26/2019		MINUTE ORDER. Before the Court in this Freedom of Information Act case are a Complaint and an Answer. The requirements of Local Civil Rule 16.3 and Federal Rule of Civil Procedure 26(f) appear to be inapplicable. It is hereby ORDERED that the Parties shall confer and file a Joint Status Report by December 20, 2019. The Joint Status Report shall address: (1) the status of Plaintiff's FOIA request; (2) the anticipated number of documents responsive to Plaintiff's FOIA request; (3) the anticipated date(s) for release of the documents requested by Plaintiff; (4) whether a motion for stay is likely under <i>Open America v. Watergate Special Prosecution Force</i> , 547 F.2d 605 (D.C. Cir. 1976); and (5) whether the Parties anticipate summary judgment briefing and, if so, a proposed briefing schedule. Signed by Judge Carl J. Nichols on November 26, 2019. (lccjn2) (Entered: 11/26/2019)
11/26/2019		Set/Reset Deadlines: Joint Status Report due by 12/20/2019. (mac) (Entered: 11/26/2019)
12/20/2019	<u>7</u>	Joint STATUS REPORT by BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT. (Sroka, Scott) (Entered: 12/20/2019)
12/20/2019	<u>8</u>	ERRATA regarding next JSR date by BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT <u>7</u> Status Report filed by BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT. (Sroka, Scott) (Entered: 12/20/2019)
12/23/2019		MINUTE ORDER. Upon review of the Parties' <u>7</u> Joint Status Report, it is hereby ORDERED that the Parties shall submit a Joint Status Report by February 7, 2020. Signed by Judge Carl J. Nichols on December 23, 2019. (lccjn2) (Entered: 12/23/2019)
12/23/2019		Set/Reset Deadlines/Hearings: Joint Status Report due by 2/7/2020. (zcdw) (Entered: 12/23/2019)
02/07/2020	<u>9</u>	Joint STATUS REPORT by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Text of Proposed Order)(Miller, Kristen) (Entered: 02/07/2020)
02/10/2020		MINUTE ORDER. Upon review of the Parties' <u>9</u> Joint Status Report, it is hereby ORDERED that the Parties shall file a Joint Status Report by March 6, 2020. Signed by Judge Carl J. Nichols on February 10, 2020. (lccjn2) (Entered: 02/10/2020)
02/10/2020	<u>10</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Benton Gregory Peterson on behalf of BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT Substituting for attorney SCOTT SROKA (Peterson, Benton) (Entered: 02/10/2020)
02/10/2020		Set/Reset Deadlines/Hearings: Joint Status Report due by 3/6/2020. (zcdw) (Entered: 02/10/2020)
03/06/2020	<u>11</u>	Joint STATUS REPORT by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Text of Proposed Order)(Miller, Kristen) (Entered: 03/06/2020)

03/08/2020		MINUTE ORDER. Upon review of the Parties' <u>11</u> Joint Status Report, it is hereby ORDERED that the Parties shall file a Joint Status Report by April 6, 2020. Signed by Judge Carl J. Nichols on March 8, 2020. (lccjn2) (Entered: 03/08/2020)
03/08/2020		Set/Reset Deadlines/Hearings: Joint Status Report due by 4/6/2020. (zcdw) (Entered: 03/12/2020)
04/06/2020	<u>12</u>	Joint STATUS REPORT by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Text of Proposed Order)(Miller, Kristen) (Entered: 04/06/2020)
04/07/2020		MINUTE ORDER. Upon review of the Parties' <u>12</u> Joint Status Report, it is hereby ORDERED that the Parties shall file a Joint Status Report by May 6, 2020. Signed by Judge Carl J. Nichols on April 7, 2020. (lccjn2) (Entered: 04/07/2020)
04/07/2020		Set/Reset Deadlines/Hearings: Joint Status Report due by 5/6/2020. (zcdw) (Entered: 04/07/2020)
05/06/2020	<u>13</u>	Joint STATUS REPORT by BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT. (Attachments: # <u>1</u> Text of Proposed Order)(Peterson, Benton) (Entered: 05/06/2020)
05/08/2020		MINUTE ORDER. Upon review of the Parties' <u>13</u> Joint Status Report, it is hereby ORDERED that the Parties shall file a Joint Status Report by June 5, 2020. Signed by Judge Carl J. Nichols on May 8, 2020. (lccjn2) (Entered: 05/08/2020)
06/05/2020	<u>14</u>	Joint STATUS REPORT by BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT. (Attachments: # <u>1</u> Text of Proposed Order)(Peterson, Benton) (Entered: 06/05/2020)
06/08/2020		MINUTE ORDER. Upon review of the Parties' <u>14</u> Joint Status Report, it is hereby ORDERED that the Parties shall file a Joint Status Report by July 6, 2020. Signed by Judge Carl J. Nichols on June 8, 2020. (lccjn2) (Entered: 06/08/2020)
06/08/2020		Set/Reset Deadlines/Hearings: Joint Status Report due by 7/6/2020. (zcdw) (Entered: 06/09/2020)
07/06/2020	<u>15</u>	Joint STATUS REPORT by BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT. (Attachments: # <u>1</u> Text of Proposed Order)(Peterson, Benton) (Entered: 07/06/2020)